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10 UNITED STATES DISTRICT COURT  
11 NORTHERN DISTRICT OF CALIFORNIA  
12 SAN FRANCISCO DIVISION

13 UNITED STATES OF AMERICA, ) CR 14-00105 EMC  
14 Plaintiff, )  
15 v. ) **NOTICE OF RETURN OF STOLEN  
16 DEMETRIUS JEFFERSON, ) PROPERTY TO ITS REGISTERED OWNER;  
17 Defendant. ) AND [PROPOSED ORDER]**  
18 \_\_\_\_\_)

19  
20 The United States of America, by and through the undersigned Assistant United States Attorney,  
21 respectfully submits this Notice of the United States for the Return of Stolen Property to its Registered  
22 Owner in the above-captioned case. In support thereof, the United States sets forth the following:

23 On February 27, 2014, defendant Demetrius Jefferson was charged by indictment with violation  
24 of Title 18, United States Code, Section 922(g)(1) (Felon in Possession of Firearm and Ammunition).  
25 The indictment also sought criminal forfeiture, pursuant to Title 18, United States Code, Section 924(d)  
26 (Forfeiture of Firearm and Ammunition), of one .22 caliber Heritage Arms revolver, Model Rough  
27 Rider, serial number J89454 ("the "subject firearm") and five rounds of .22 caliber Remington  
28 ammunition.

MOTION TO RETURN PROPERTY  
14-00105 EMC

1        When the serial number of the subject firearm was investigated, it was discovered that the  
2 subject firearm had been stolen from its registered owner in April 2011.

3        On May 21, 2014, Demetrius Jefferson pled guilty to the sole count of the indictment. On  
4 September 2, 2014, the Court Ordered a Preliminary Order of Forfeiture as to the subject firearm and  
5 ammunition, forfeiting the defendant's interest in the subject firearm and ammunition.

6        On November 5, 2014, defendant was sentenced based upon guideline calculations that included  
7 a two-level enhancement for defendant's possession of a stolen firearm pursuant to U.S.S.G. [section  
8 symbol] 2K2.1(b)(4)(A). The judgment ordered that defendant forfeit any interest in the firearm and  
9 ammunition. Because the subject firearm is worth less than \$1,000, it is exempt from publication  
10 pursuant to 18 U.S.C. § 982(b)(6)(C) and Supplemental Rule G(4)(a)(i)(A) of the Federal Rules of Civil  
11 Procedure.

12       Therefore, because the subject firearm is stolen property, and the Court has forfeited the  
13 defendant's interest in the subject firearm, the United States respectfully submits that the subject firearm  
14 be returned to its registered owner.

16       Dated: 12/04/14

16       Respectfully submitted,

17       MELINDA HAAG  
18       United States Attorney

19       \_\_\_\_\_/S/\_\_\_\_\_  
20       DAVID COUNTRYMAN  
21       Assistant United States Attorney

21       **[PROPOSED] ORDER**

22       Based upon the above Application, and for good cause appearing, the COURT HEREBY  
23 ORDERS that the United States return the subject firearm to its registered owner.

25       IT IS SO ORDERED this 9th of December 2014.

27       EDWARD M. CHEN  
28       United States District Judge

IT IS SO ORDERED  
Judge Edward M. Chen

